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Attorney for Petitioner

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

RUSSELL SHETTERS III,

Petitioner,

vs.

SUPERINTENDENT JOE SCHMIDT,

Respondent.

Case No. 3:04-cv-0142-TMB

**STATUS REPORT**

Petitioner, Russell Shetters, III, by and through counsel Mary C. Geddes, Assistant Federal Defender, hereby files this status report as required by this court's order. This federal case is stayed pending the litigation of related matters in state court.

The undersigned has been tracking the state court post-conviction proceeding, 3AN-05-04567 CI, through the Court View database. Additionally, she has spoken to the chambers of the assigned state superior court judge, Judge Craig Stowers.

From these contacts it appears as though there has been absolutely no action taken in Mr. Shetters' state court post-conviction relief action since counsel's last status report. It is

still in its earliest stages. As reported previously, as of September 7, 2006, the Superior Court approved Mr. Shetters' application for counsel; however, that appointment was conditioned on approval by the court's administrative director. Although the state court administrator thereafter approved the request, apparently, the ball stopped rolling at that point and no appointment was made. Now that the matter has been brought to the attention of Judge Stowers (by the undersigned), an attorney assignment is soon anticipated.

DATED this 20th day of December 2006.

Respectfully submitted,

FEDERAL PUBLIC DEFENDER  
FOR THE DISTRICT OF ALASKA

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Certification:

I certify that on December 20, 2006, a copy of the foregoing document was served electronically on:

Michael Sean McLaughlin, Esq.  
Office of Special Prosecutions  
and Appeals

/s/ Mary C. Geddes